



JUSTICE AND PUBLIC SAFETY CABINET

Department of Corrections

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July 11, 2019

Emma Best
MuckRock News
DEPT MR 76186
411A Highland Ave
Somerville, MA 02144-2516

RE: Open records request (Log 19-101 received 7/2/2019)

Dear Ms. Best,

Your open records request was received by the Department of Corrections on July 2, 2019. You requested the following:

"Pursuant to the Kentucky Open Records Act, I hereby request the following records:

Copies of any Memoranda of Agreement (MOAs), Memoranda of Understanding (MOUs), memoranda of agreement or other liaison, information sharing or prisoner/detainee transfer agreements or delegations of authority with or involving Immigration and Customs Enforcement signed or otherwise put into effect between March 1, 2003 and the present.

I am a member of the news media and request classification as such. I have previously written about the government and its activities, with some reaching over 100,000 readers. As such, as I have a reasonable expectation of publication and my editorial and writing skills are well established. In addition, I discuss and comment on the files online and make them available through non-profits such as the Internet Archive and MuckRock, disseminating them to a large audience. While my research is not limited to this, a great deal of it, including this, focuses on the activities and attitudes of the government itself.

As my primary purpose is to inform about government activities by reporting on it and making the raw data available, I request that fees be waived.

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 3 business days, as the statute requires."

Please be advised that we have no documents that are responsive to your request. A public agency cannot afford a requester access to a record that it does not have or which does not exist. 99-ORD-98. Therefore, the agency discharges its duty under the Open Records Act by affirmatively so stating. 04-ORD-43; 99-ORD-150.

If you have any questions or require further information, please feel free to contact me.

Sincerely,



Katherine Williams
Open Records Coordinator